

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Insurance Medical Services Department – Gazetted Establishment- Dr. B.Laxman Rao, Civil Surgeon Specialist, (Retd), E.S.I.Hospital, Sirpur-Kagaznagar – Disciplinary proceedings – Articles of Charges issued – Explanation submitted – Enquiry Officer appointed - Enquiry Officer Report submitted – Enquiry Report communicated to the Charged Officer – Representation submitted – Show cause notice issued Explanation submitted – Andhra Pradesh Public Service Commission Concurrence obtained – Impose the punishment of 10% cut in pension permanently besides recovery of irregularly drawn as LTC and HRA – Orders – Issued.

LABOUR EMPLOYMENT TRAINING AND FACTORIES (VIG) DEPARTMENT

G.O.Ms.No. 9

Dated :14.03.2013.

Read the following:

1. From the Regional Director, ESIC, Hyderabad, D.O.No.AP/RD/BKS/HOSP/01, dt. 29.8.2001.
2. From the DIMS, Lr.Rc.No.5384/E1A/2001, dt.18.4.2002.
3. Govt. Memo.No.10804/Q1/2002-3, dt.10.08.2002.
4. Representation of Dr.B.Laxmana Rao, dt.18.11.2002.
5. Govt Memo.No. 20130/IMS-1/2002-7, dated 22.02.2003.
6. G.O.Rt.No. 1215 LET&F(IMS-1) Deptt., dt. 01.07.2003.
7. From Dr.B.Laxman Rao, Statement of defence, dt. 08.08.2003.
8. G.O.Rt.No.210, L.E.T & F (Emp) Dept, dated 6.2.2004.
9. From the Enquiry Officer report dt. 10.02.2005.
- 10.Govt. Memo.No. 20130/Vig/2001 dated 16.09.2008
- 11.From DIMS, Rc.No. 1329/Vigilance/08 dated 03.11.2008.
- 12 G.O.Rt.No. 2430, LET&F (Vig) deptt., 19.12.2008.
13. From DIMS Rc.No. 1329/Vigilance/2009 dated 24.02.2010.
14. Govt.Memo.No. 74/Vig/2001-11 dated 04.05.2010
15. From DIMS, Rc.No. 1329/Vigilance/2003, dated 17.05.2011.
16. Govt. Memo.No. 20130/Vig/2001, Dated 25.10.2012.
17. Explanation of Dr. B.Laxman Rao, CSS, (Retd.) on dated nil.
18. Govt. Letter No. 20130/Vig/2001, Dt. 22.01.2013.
19. From APPSC, Lr No. 296/RT/3/2013, Dated 15.02.2013.

ORDER

In the reference 1st read above, the Regional Director, ESI, Hyderabad while reporting the irregularities at ESI Hospital, Sirpurkagaznagar has requested to carryout a detailed investigation involving numerous complaints and mal functioning of the ESI Hospital, Sirpurkagaznagar alleged to be committed by Dr.B.Laxman Rao, Medical Supdt. and simultaneously recommended for shifting him immediately to some other place to avoid further erosion of medical care and morale of ESI staff in the Hospital.

2. In the reference 2nd read above, the Director, Insurance Medical Services has sent a report informing that prima facie evidence is established in connection with the allegations leveled against Dr.B.Laxman Rao, Supdt., ESI Hospital, Sirpurkagaznagar.

3. In the reference 3rd read above, a charge memo was issued duly framing the articles of charges on the Charged Officer with a request to submit his written statement of defence.

4. In the reference 4th read above, the Charged Officer has submitted his representation and denied the charges leveled against him and requested to drop all the charges.
5. In the reference 5th read above, another charge memo were issued on Dr. B.Laxman Rao, Civil Surgeon Specialist, for his involving allegations of mal functioning of the ESI Hospital, Sirpurkagaznagar.
6. In the reference 6th read above, articles of charges were served on Dr.B.Laxman Rao, Civil Surgeon Specialist to hold an enquiry under Rule 20 of Andhra Pradesh Civil Services (CCA) Rules, 1991 for his involvement in numerous complaints and mal functioning of the administration of ESI Hospital, Sirpurkagaznagar. In the reference 7th read above, Dr. B.Laxman Rao, Civil Surgeon Specialist has submitted his statement of defence requested the Government to drop all the charges.
7. In the reference 8th read above, Dr.M.Kishan Rao, Civil Surgeon Specialist (Anae), ESI Hospital, Ramachandrapuram was appointed as Enquiry Officer to conduct regular and detailed enquiry into the allegations against the Charged Officer issued vide G.O.Rt.No. 1215. Dated 01.07.2003.
8. In the reference 9th read above, the Enquiry Officer has submitted his enquiry report .
9. In the reference 10th read above, a copy of the Enquiry Report was communicated to Dr. B.Laxman Rao, Civil Surgeon Specialist (Retd.) and requested to submit his representation.
10. In the reference 11th read above, the Charged Officer has submitted his representation and requested to drop further action in the matter.
11. In the reference 12th read above, Dr. K.Aruna Jyothi, DGO, Civil Surgeon Specialist was appointed as Enquiry Officer to conduct regular and detailed enquiry into the allegations and charges framed vide Memo 10804/A1/2002-3 dated 10.08.2002 (reference 3rd cited)and Charge Memo.No. 20130/IMS-1/2002-7 dated 22.02.2003.(reference 5th cited)
12. In the reference 13th read above, the Enquiry Officer has submitted his enquiry report holding the charges that 7 Charges were proved out of 8 charges framed vide Memo. 10804/A1/2002-3 and 1 charge proved out of 3 charges framed vide memo No. 20130/IMS-1/2002 dated 22.02.2003.
13. In the reference 14th read above, a copy of the Enquiry Report was communicated to Dr. B.Laxman Rao, Civil Surgeon Specialist (Retd.) and requested to submit his representation.
14. In the reference 15th read above, the Charged Officer has submitted his representation and requested to drop the charges leveled against him.
15. In the reference 16th read above, after careful examination of the Inquiry Report and the representation of the Charged Officer, a show cause notice was served on the

Charged Officer as to why the punishment of 10% cut in pension permanently should not be imposed and the amounts irregularly drawn as LTC and HRA are recovered from Sri Dr. B.Laxman Rao, Civil Surgeon Specialist, (Retd.). under Andhra Pradesh Revised Pension Rules, 1980.

16. In the reference 17th cited Dr. B.Laxman Rao, Civil Surgeon Specialist (Retd.) submitted his representation and requested the Government to reduce the punishment of 10% cut in pension considerably without permanent nature. The explanation submitted by the Charged Officer is not convincing and satisfactory and further there are no grounds for consideration.

17, Government, after careful examination of the matter have decided to impose a punishment of 10% cut in pension permanently besides the recovery of amounts irregularly drawn as LTC and HRA against Dr. B.Laxman Rao, Civil Surgeon Specialist (Retd.), under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, as the 8 charges are proved out of 11 charges in the enquiry issued in the reference 3rd, 5th read above and also disagreed the Enquiry Officer report in respect of charges framed in the reference 6th read above, the Andhra Pradesh Public Service Commission, when consulted has also given its concurrence in the reference 19th read above.

18. Accordingly, Government hereby impose the punishment of 10% cut in pension permanently besides the recovery of amounts irregularly drawn as LTC and HRA against Dr. B.Laxman Rao, Civil Surgeon Specialist (Retd.), under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980.

19 The Director of Insurance Medical Services shall take further necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C.SHARMA,
PRINCIPAL SECRETARY TO GOVERNMENT

To

Dr. B.Laxman Rao, Civil Surgeon Specialist (Retd.)
through Director of Insurance Medical Services, Andhra Pradesh, Hyderabad.
The Director of Insurance Medical Services, Andhra Pradesh, Hyderabad.
The Secretary, Andhra Pradesh Vigilance Commission, Andhra Pradesh
Secretariat, Hyderabad
The Secretary, Andhra Pradesh Public Service Commission, Hyderabad.
The Accountant General, Andhra Pradesh, Hyderabad.
The Directorate of Treasures and Accounts, Andhra Pradesh, Hyderabad.
The Pay and Accounts Officer, A.P., Hyderabad.
Sf/Sc.

//Forwarded :: By order//

SECTION OFFICER